

c.) Remarks

The claims and specification have been amended as requested by the Examiner. No new matter has been added.

The Examiner has objected to the disclosure for the formal reasons noted. In response, mention to "claims" has been deleted from the specification where noted.

Claims 10, 11, 13-14 and 18-19 are rejected under 35 U.S.C. §112, first paragraph, as failing to comply with the written description requirement. This rejection is respectfully traversed. However, in response, solely in order to reduce the issues and expedite prosecution, the term "substantially" has been deleted and "surfaces" been rewritten in singular.<sup>1/</sup>

Claims 13 is rejected under 35 U.S.C. §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. In response, claim 13 has been cancelled, again, in order to reduce the issues. However, simply in order to complete the record, Applicants' wish to point out that the dictionary definition of the term "anomalous" is --irregular--.

Claims 1-7, 9-11, 13-15 and 18-19 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-3, and 6-7 of U.S. Patent No. 6,764,695. In response, in order to expedite prosecution, enclosed is

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<sup>1/</sup> The Examiner's basis of objection to --surfaces--, in particular, is not well understood. It is plain that the specification as filed contemplates providing tableting lubricant on front, back and side surfaces of a tablet. Therefore, the previous language was simply in better idiomatic form. Nonetheless, since the change is plainly immaterial to the scope of the claims, such has been rewritten in the previous non-idiomatic usage.


a suitable Terminal Disclaimer. Also, enclosed is a check in the amount of \$110.00 to cover the filing fee for submitting such Statutory Disclaimer under 37 C.F.R. §1.20(d).

In view of the above amendments and remarks, Applicants submit that all of the Examiner's concerns are now overcome and the claims are now in allowable condition. Accordingly, reconsideration and allowance of this application is earnestly solicited.

Claims 1-7, 9-11, 14-15 and 18-19 remain presented for continued prosecution.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,

  
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